

Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address Jeremy W. Faith, Chapter 7 Trustee 16030 Ventura Blvd., Suite 470 Encino, California 91436 Telephone: (818) 705-2777 Facsimile: (818) 705-3777 Chapter 7 Trustee <input checked="" type="checkbox"/> Individual appearing without attorney <input type="checkbox"/> Attorney for:	FOR COURT USE ONLY
--	--------------------

UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA - NORTHERN DIVISION	
In re: JUAN ESPARZA, JR. and PATRICIA ESPARZA, Debtor(s).	CASE NO.: 9:16-bk-10419-DS CHAPTER: 7 NOTICE OF SALE OF ESTATE PROPERTY

Sale Date: N/A	Time: N/A
Location: N/A	

Type of Sale: ☐ Public ☒ Private **Last date to file objections:** 11/12/2016

Description of property to be sold: Vehicle equity

Terms and conditions of sale: See attached "Exhibit A"

Proposed sale price: \$ 1,500.00

Overbid procedure (*if any*): None.

If property is to be sold free and clear of liens or other interests, list date, time and location of hearing:

N/A

Contact person for potential bidders (*include name, address, telephone, fax and/or email address*):

Jeremy W. Faith, Trustee
16030 Ventura Blvd., Suite 470
Encino, CA 91436
Telephone: (818) 705-2777
Facsimile: (818) 705-3777

Date: 10/26/2016

EXHIBIT A

Case 9:16-bk-10419-DS Doc 37 Filed 10/26/16 Entered 10/26/16 15:35:59 Desc
Main Document Page 1 of 4

JEREMY W. FAITH, Chapter 7 Trustee
16030 Ventura Blvd., Suite 470
Encino California 91436
Telephone: (818) 705-2777
Facsimile: (818) 705-3777

**UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA
NORTHERN DIVISION**

In re

JUAN ESPARZA, JR. and
PATRICIA ESPARZA,

Debtors.

Case No. 9:16-bk-10419-DS

Chapter: 7

**NOTICE OF CHAPTER 7 TRUSTEE'S
MOTION FOR ORDER AUTHORIZING
SALE OF PERSONAL PROPERTY TO
DEBTORS**

[FRBP 6004; Local Rule 6004-1 and 9013-
1(o)]

[No Hearing Required]

**TO ALL CREDITORS, THE UNITED STATES TRUSTEE AND ALL INTERESTED
PARTIES:**

PLEASE TAKE NOTICE as follows:

Jeremy W. Faith, Chapter 7 Trustee (the "Trustee") for the bankruptcy estate of
Juan Esparza, Jr. and Patricia Esparza (the "Debtors"), has filed a motion (the
"Motion") for an order authorizing him to sell certain personal property which are
assets of this bankruptcy estate other than in the ordinary course of business
pursuant to Federal Rule of Bankruptcy Procedure 6004.

///

///

///

1 The assets to be sold are described as follows:

- 2 1. 2007 Toyota Camry – VIN 4T1BE46KO7U679017
- 3 2. 2004 Nissan Frontier – VIN 1N6DD26T94C454588
- 4 3. 2002 Toyota Sequoia – VIN 5TDZT34AX2S134937

5 (the “Assets”).

6 The Trustee has accepted the offer from the Debtors in essence purchasing the
7 equity from the estate so as to retain possession of the Assets subject to Court
8 approval. Debtors’ have offered to purchase the Assets on an “as-is” basis, without
9 any representations or warranties, for the sum of \$1,500.00. The proposed sale is not
10 subject to overbid. It is the Trustee’s business judgment that the sale of the Assets to
11 the Debtors is in the best interests of the bankruptcy estate.

12 Any person who would like to receive a copy of the full Motion may obtain one
13 by contacting the undersigned, whose address and telephone number are listed in the
14 upper left-hand corner of the first page of this notice (the “Notice”).

15 **PLEASE TAKE FURTHER NOTICE** that any objection to this Motion and
16 proposed sale, and a request for a hearing on the matter must be in accordance with
17 Local Bankruptcy Rule 9013-1(o)(1) and be filed with the U.S. Bankruptcy Court,
18 Central District of California, Northern Division, located at 1415 State St., Santa
19 Barbara, California 93101 and served on the Chapter 7 Trustee and the Office of the
20 U.S. Trustee no later than fourteen (14) days from the date of service of this Notice. If
21 no opposition and request for hearing is timely submitted, the Court may enter the
22 Order authorizing the sale without further notice.

23
24 DATED: October 26, 2016

MARGULIES FAITH, LLP

25 By: /s/ Jeremy W. Faith
26 Jeremy W. Faith,
27 Chapter 7 Trustee
28

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is: 16030 Ventura Blvd., Suite 470, Encino, CA 91436

A true and correct copy of the foregoing document entitled **NOTICE OF CHAPTER 7 TRUSTEE'S MOTION FOR ORDER AUTHORIZING SALE OF PERSONAL PROPERTY TO DEBTORS** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On **October 26, 2016**, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Jeremy W. Faith (TR) Trustee@MarguliesFaithlaw.com,
C118@ecfcbis.com;Helen@MarguliesFaithLaw.com;leedowding@gmail.com;Brian@MarguliesFaithlaw.com
Marian Garza ecfnofices@ascensioncapitalgroup.com
Monica M Robles monica@monicarobles.com
United States Trustee (ND) ustpregion16.nd.ecf@usdoj.gov

☐ Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:

On **October 26, 2016**, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

DEBTORS: Juan and Patricia Esparza, 2559 Timber Creek Trail, Oxnard, CA 93036-6283

☒ Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on _____, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

None.

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

October 26, 2016
Date

Brian Reed
Printed Name

/s/ Brian Reed
Signature

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

ADDITIONAL SERVICE INFORMATION (if needed):

2. SERVED BY UNITED STATES MAIL:

Capital One N. A.
c/o Ascension Capital Group
P.O. Box 165028
Irving, TX 75016-5028

Bac Home Loans Servi
1800 Tapo Canyon Rd
Simi Valley, CA 93063-6712

Bank of America
PO Box 15026
Wilmington, DE 19850-5026

BANK OF AMERICA
PO BOX 982238
EL PASO TX 79998-2238

CAPITAL ONE
PO BOX 30285
SALT LAKE CITY UT 84130-0285

Chase
PO Box 15298
Wilmington, DE 19850-5298

Ing Direct
1 S Orange St
Wilmington, DE 19801-5045

Thd/Cbsd
PO Box 6497
Sioux Falls, SD 57117-6497

Toyota Motor Credit Co
225 W Hillcrest Dr Ste 4
Thousand Oaks, CA 91360-7883

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:
16030 Ventura Blvd., Suite 470, Encino, CA 91436

A true and correct copy of the foregoing document entitled **NOTICE OF SALE OF ESTATE PROPERTY** will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On October 26, 2016, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Jeremy W. Faith (TR) Trustee@MarguliesFaithlaw.com,
C118@ecfbis.com;Helen@MarguliesFaithLaw.com;leedowding@gmail.com;Brian@MarguliesFaithlaw.com
Marian Garza ecfnofices@ascensioncapitalgroup.com
Monica M Robles monica@monicarobles.com
United States Trustee (ND) ustpreion16.nd.ecf@usdoj.gov

☐ Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:

On October 26, 2016, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on _____, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

October 26, 2016
Date

Brian Reed
Printed Name

/s/ Brian Reed
Signature